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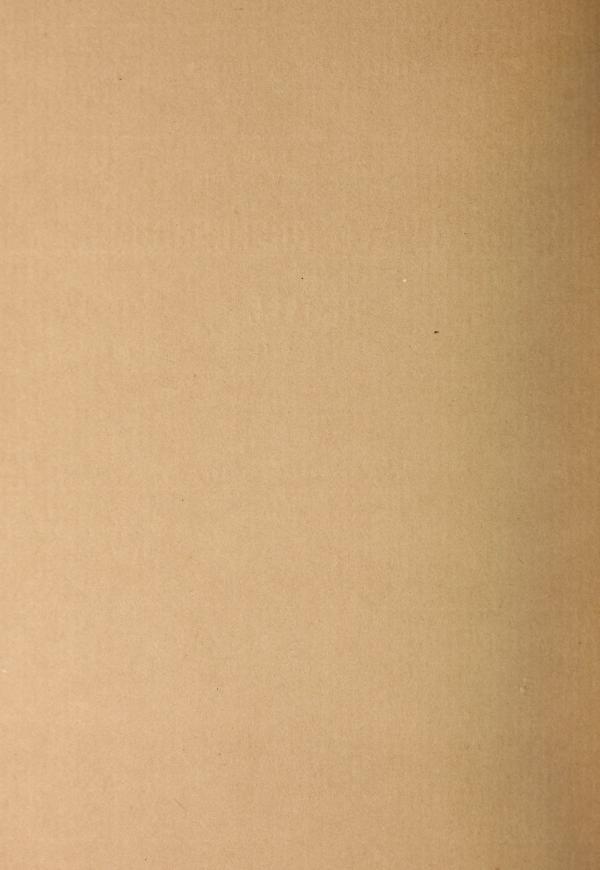


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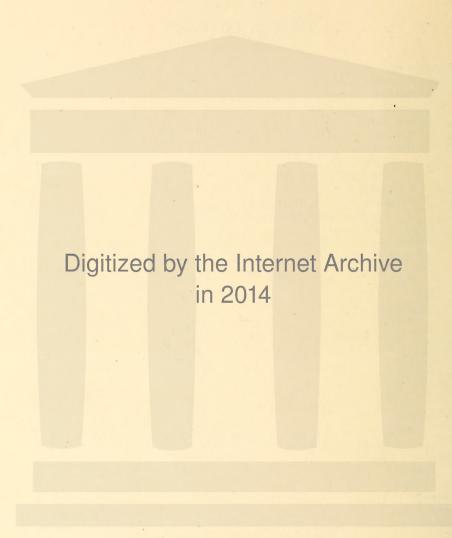
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PREFATORY NOTE

This list is the result of cooperation between the Division of Bibliography and the State and legislative reference librarians throughout the country. A preliminary list was prepared in typewritten form and sent to each State library or legislative reference library where such existed. Results in the form of additional titles or suggestions were received from the following States:

California

Kansas

Kentucky

Maine

Massachusetts

Michigan

Oregon

Pennsylvania

Ohio

Rhode Island

Texas

Virginia

Wisconsin

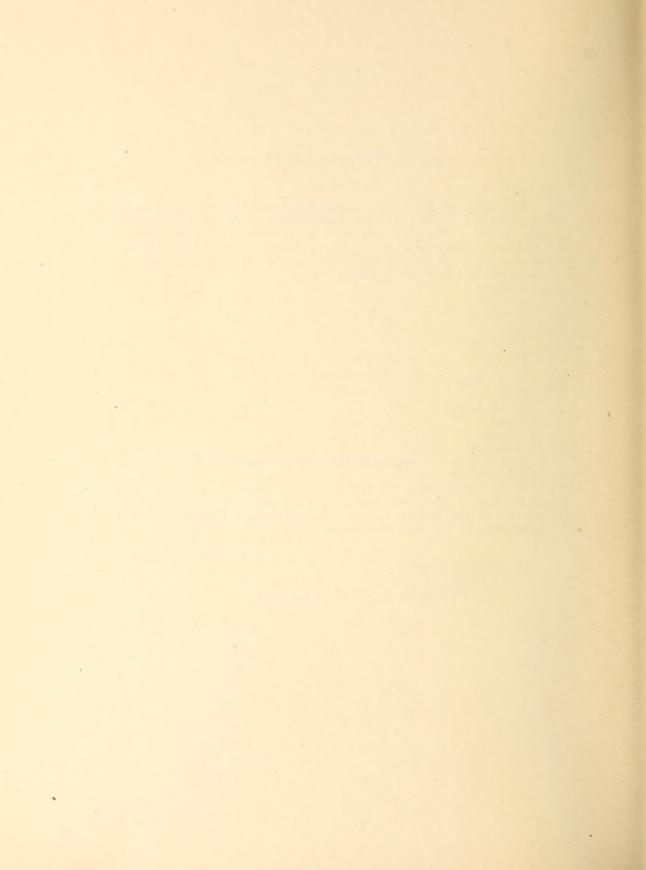
Especially noteworthy were the contributions from Oregon, Ohio,

and Wisconsin.

In the final revision the material was separated by countries, and in the case of the United States a further separation was made into general, favorable, and opposed. A general view of the classification is afforded by the table of contents.

H. H. B. MEYER Chief Bibliographer

HERBERT PUTNAM
Librarian of Congress
Washington, D. C., March 28, 1912



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731 Dupre, H. Garland.

Speech in the House, May 20, 1911, on the admission of New Mexico and Arizona. pt. 2: 1410-1412.

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732 Hamilton, Edward L.

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733 Heyburn, Weldon B.

Speech in the Senate, Aug. 18, 1911, on the admission of New Mexico and Arizona. pt. 4: 4123-4126.

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734 Houston, William C.

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735 Howland, Paul.

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Admission of Arizona and New Mexico. Speech in the House, Aug. 19, 1911. pt. 5: 4221-4223.

The recall.

737 Humphreys, Benjamin G.

Speech in the House, May 19, 1911, on the admission of New Mexico and Arizona. pt. 2: 1359–1365.

The recall.

738 Kahn, Julius.

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739 Kinkaid, Moses P.

New Mexico and Arizona. Speech in the House, May 22, 1911. Appendix: 36–47.

The recall.

740 Konig, George.

New Mexico and Arizona. Speech in the House, May 23, 1911. pt. 2: 1523-1524.

The recall.

741 Legare, George S.

New Mexico and Arizona. Speech in the House, May 16, 1911. pt. 1: 1250–1253.

In opposition to the recall of the judiciary. Reprint of speech in regard to Recall in The Sun (New York) May 20, 1911, p. 8, col. d-e.

742 Littleton, Martin W.

New Mexico and Arizona. Speech in the House, May 23, 1911. pt. 2: 1501–1503.

The initiative, referendum, and recall of judges.

743 McCall, Samuel W.

Speech in the House, May 23, 1911, on the admission of New Mexico and Arizona. pt. 2: 1510–1512.

The recall.

744 McGuire, Bird S.

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The initiative, referendum, and recall.

745 Mann, James R.

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Arguments in opposition to recall; p. 1402–1403.

746 Mondell, Frank W.

Statehood for Arizona and New Mexico. Speech in the House, May 20, 1911. pt. 2: 1412–1414.

The recall: p. 1414.

747 Nelson, Knute.

New Mexico and Arizona—On the recall of judges. Speech in the Senate, Aug. 7, 1911. pt. 4: 3691–3698.

748 Olmsted, Marlin E.

Speech in the House, May 20, 1911, on the admission of New Mexico and Arizona. pt. 2: 1403–1410.

The recall.

749 Pickett, Charles E.

Admission of New Mexico and Arizona—Recall of judges. Speech in the House, May 19. 1911. Appendix: 11–16.

750 Root, Elihu.

Speech in the Senate, Aug. 7, 1911, on the recall of judges in the constitution of Arizona.

pt. 4: 3688–3691.

751 Sherley, Swagar.

Speech in the House, May 23, 1911, on the admission of New Mexico and Arizona. pt. 2: 1521-1522.

The recall.

752 Smith, William Alden.

Speech in the Senate, Aug. 8, 1911, on the admission of New Mexico and Arizona.

pt. 4: 3737-3738.

The recall.

753 Stedman, Charles M.

New Mexico and Arizona. Speech in the House, May 18, 1911. pt. 2: 1333-1336.

The recall.

754 Sutherland, George.

Speech in the Senate, July 11, 1911, on the constitutions of New Mexico and Arizona. pt. 3: 2793–2803.

The initiative, referendum, and recall.
Also printed separately.



ADDENDA

[Titles received too late for insertion in the body of the list]

INITIATIVE AND REFERENDUM

UNITED STATES

GENERAL

756 California. Constitution. Constitution of California (with amendments approved and ratified October 10, 1911 ...)
Comp. by Frank C. Jordan, secretary of state.

[Sacramento? Superintendent of state printing, 1911.] 56 p. 8°.

Initiative and referendum: p. 4-6; Recall: p. 44-46. 12-33040 JK8725.1911.A65

- 757 Lowrie, S. Gale. New forms of the initiative and referendum.

 American political science review, Nov., 1911, v. 5: 566-572.

 JA1.A6.v.5
- 758 Pacific states telephone and telegraph company, vs. state of Oregon. Pacific states telephone and telegraph company, plaintiff in error, against the state of Oregon, defendant in error. Brief of defendant in error. A. M. Crawford, attorney general, attorney for defendant in error. A. M. Crawford, I. H. Van Winkle, W. S. U'Ren, C. E. S. Wood, of counsel.

[Portland? 1908?] 74 p. 8°.
In the U. S. Supreme court, Oct. term, 1908. No. 8222 [Oct. term, 1911. No. 36].

12–35156 JK9027.P2 1908

759 — Brief for defendant in error, and for certain states praying to be heard as friends of the court. Geo. Fred Williams, counsel for the states of California, Arkansas, Colorado, South Dakota and Nebraska; of counsel for the state of Oregon.

Boston, Mass.: Washington press, 1911. iii, 85 p. 8°.
In the U. S. Supreme court, Oct. term, 1911. No. 36.
12-35157
JK9027.P2 1911c

of Oregon. Pacific states telephone and telegraph company, vs. state of Oregon. Pacific states telephone and telegraph company, plaintiff in error, against the state of Oregon, defendant in error. In error to the Supreme court of the state of Oregon. Brief of Elliott W. Major, attorney-general of the state of Missouri, amicus curiae.

Jefferson City: The Hugh Stephens prtg. co., [1911?]. 33 p.

In the U. S. Supreme court, Oct. term, 1911. No. 36. 12-35155 JK9027.P2 1911m

761 — Brief for plaintiff in error. E. S. Pillsbury, Oscar Sutro, attorneys for plaintiff in error.

San Francisco: Pernau publ. co., [1911?]. viii, 156 p. 8°. In the U. S. Supreme court, Oct. term, 1908. No. 822 [Oct. term, 1911. No. 36].

At head of title: Initiative legislation unconstitutional.

12–35258 **JK9027.P2**

762 — Reply brief for plaintiff in error. E. S. Pillsbury, Oscar Sutro, attorneys for plaintiff in error.

[Washington: Judd & Detweiler], 1912. 39 p. 8°. In the U. S. Supreme court, Oct. term, 1911. No. 36.

12-35257 **JK9027.P2**

763 — In error to the Supreme court of the state of Oregon. February 19, 1912. Mr. Justice White delivered the opinion of the Court [Supreme court of U. S.]. [Washington: Govt. print. off.,] 1912. 13 p. 8°.

Supreme court of the United States. No. 36. Oct. term, 1911.

The decision is to the effect that the question whether a state government has ceased to be republican in form, is one for Congress to determine and does not fall within the jurisdiction of the Supreme Court.

764 Robbins, Edwin Clyde. The high school debate book.

Chicago: A. C. McClurg & co., 1911. vi, [4] p., 1 l., 229 p. 12°.

Contains bibliographies.

"Initiative and referendum": p. 121-133.

11-30808

PN4187.R6

FAVORABLE

765 **Bourne**, Jonathan, jr. Initiative, referendum, and recall.

Washington: [Govt. print. off.], 1912. 12 p. 8°. (U. S. 62d Cong. 2d sess. Senate. Doc. 302.)

Reprint of article published in the Atlantic monthly of Jan. 1912.

766 King, George Judson. Concerning the cost of petitions.

Equity series, Jan. 1912, v. 14: 18-23. JF488.E65, v. 14

91

ADDENDA

767 The Ohio constitutional convention.

Equity series, Jan. 1912, v. 14: 14-17. JF488.E65, v. 14
Contains advance copy of that portion of the new constitution relating to initiative and referendum in state and local legislation.

768 Our opponents are exposing themselves.

Equity series, Jan. 1912, v. 14: 11-14. JF488.E65, v. 14

Extracts from addresses by Henry C. Lodge, President Schurman,
Gov. O'Neal, Cardinal Gibbons, Congressman Underwood.

769 Roosevelt, Theodore. A charter of democracy. Address before the Ohio constitutional convention [at Columbus, Feb. 21, 1912].

Outlook, Feb. 24, 1912, v. 100: 390-402. AP2.08, v. 100
In this article the author defines his position on the public questions of the day including the initiative, referendum and recall. On the former he says: "In short, I believe that the initiative and referendum should be used, not as substitutes for representative government, but as methods of making such government really representative. Action by the initiative or referendum ought not to be the normal way of legislation; but the power to take it should be provided in the Constitution, . . ."

On the recall in general he says: "I believe it should be generally provided, but with such restrictions as will make it available only when there is a widespread and genuine public feeling among a majority of the voters." On the recall of judges we quote the following: "But either the recall will have to be adopted or else it will have to be made much easier than it now is to get rid, not merely of a bad judge, but of a judge who, however virtuous, has grown so out of touch with social needs and facts that he is unfit longer to render good service on the bench. . . . But when a judge decides a Constitutional question, when he decides what the people as a whole can or cannot do, the people should have the right to recall that decision if they think it wrong."

770 Taylor, C. F. Quarterly progress of popular government.

Equity series, Jan. 1912, v. 14: 23-42. JF488.E65, v. 14

OPPOSED

770a Baker, Fred. A. The initiative and referendum and recall of judges criticised and condemned.

[Detroit? 1912?] 20 p. 8°. Ca 12–1008

771 Butler, Nicholas Murray. Why should we change our form of government? Address ... before the Commercial club of St. Louis, November 27, 1911.

Washington: [Govt. print. off.], 1912. 18 p. 8°. ([U. S.] 62d Cong., 2d sess. Doc. 238.)

11-35017

JK271.B8

772 Gibbons, James, cardinal. Against recall and referendum. Cardinal scores so-called political reforms.

Baltimore-American, Oct. 2, 1911, p. 14, col. 6.

Extracts from jubilee sermon, Sunday, Oct. 1, 1911. Widely reprinted in the public press throughout the country.

For favorable comment see article by John C. O'Laughlin, in Outlook, Nov. 4, 1911, v. 99: 569-573; for adverse comments see Equity series, Jan. 1912, v. 14: 9, 11-14; Public, Oct. 6, 1911, v. 14: 1017-1018; Nov. 3, 1911, v. 14: 1115-1117.

773 Lodge, Henry Cabot. The Constitution and its makers: an address delivered before the Literary and historical association of North Carolina at Raleigh, N. C., November 28, 1911.

> Washington: [Govt. print. off.], 1911. 25 p. 8°. ([U. S.] 62d Cong., 2d sess. Senate. Doc. 122.)

Opposed to the initiative, referendum and recall,

11 - 35942

JK271.L6

774 McCall, Samuel W. Representative as against direct government.

> (In Ohio state bar association. Proceedings, 1911. Columbus, 1911. 8°. p. 67-89.)

> "The substance of this address appears as an article in the Atlantic monthly for October, 1911."

Also printed as Senate Doc. 273, 62d Congress, 2d session.

775 O'Neal, Emmet. Representative government and the common law, a study of the initiative and referendum.

> Washington: [Govt. print. off.], 1912. 12 p. 8°. ([U. S.] 62d Cong., 2d sess. Senate. Doc. 240.)

An address delivered at the one hundred and forty-third annual banquet of the Chamber of commerce of the state of New York, at the Waldorf-Astoria, November 16, 1911.

12-35057

JF493.U606

775a Shippee, Lester Burrell. Oregon's initiative and referendum again.

Atlantic monthly, Mar. 1912, v. 109: 429-432.

AP2.A8,v.109

776 Stafford, Wendell Phillips. The new despotism.

Washington: Govt. print. off., 1912. — p. 8°. (U.S. 62d) Cong., 2d sess. Senate. Doc. 344.)

777 Underwood, Oscar W. Initiative and referendum. Speech before the Catholic club of New York, Dec. 19, 1911.

Congressional record, 62d Cong., 2d sess., v. 48, no. 67 (current file): 2771-2772.

GREAT BRITAIN

778 Baty, Th. The history of majority rule.

Quarterly review, Jan. 1912, v. 216: 1-28.

"Dr. Baty leads off with an article entitled 'The history of the majority rule' in which we see, a side stroke at the Referendum is delivered."

AP4.Q2, v. 216

RECALL

GENERAL

779 Central debating league. The recall (excluding judges). A debate; the constructive and rebuttal speeches of the representatives of the University of Chicago, in the fourteenth annual contests of the Central debating league against Michigan and Northwestern, January 19, 1912. Question: "Resolved, that the recall should be adopted for all elective state and municipal officers, except judges."

[Chicago]: The Delta sigma rho, University of Chicago chapter, 1912. 38 p. 8°.

Bibliography: p. 34–38. 12–35356

JK448.C5

780 Johnsen, Julia E. comp. Selected articles on the recall.

Minneapolis: The H. W. Wilson company, 1911. 32 p. 12°. Bibliography: p. 9-13.

Record of places where the recall has been adopted: p. 2. 12-1962 JK448.J6

FAVORABLE

781 Barnett, James D. The operation of the recall in Oregon.

American political science review, Mar. 1912, v. 6: 41-53.

JA1.A6,v.6

782 **King**, George Judson. The Arizona story in a nut shell.

Equity series, Jan. 1912, v. 14: 7-8.

JF488.E65, v. 14

782a Owen, Robert Latham. Judicial recall. Address before the Bar association of Muskogee, Okla., and published in the Daily Oklahoman of Sunday, December 31, 1911, relative to the recall of judges.

[Washington: Govt. print. off.], 1912. 10 p. 8°. ([U. S.] 62d Cong., 2d sess. Senate. Doc. 249.)
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JK1533.083

783 **Swan**, Herbert S. The recall of judges. *Public*, *Feb.* 9, 1912, v. 15: 125–126.

AP2.P87, v. 15

OPPOSED

784 Bartholdt, Richard. The recall of judges. Speech in the House, Feb. 26, 1912.

Congressional record, 62d Cong. 2d sess., v. 48, no. 64 (current)

file): 2595-2596.

785 The first attempt to recall a judge. [Oregon.]

National corporation reporter, Jan. 25, 1912, v. 43: 822, 829-831.

Editorial comment and instructions of Judge Coke, of Marshfield, in the McCallen murder case.

786 The judicial recall.

American industries, Feb. 1912, v. 12: 9. HD4802.A6, v. 12

- 787 **Overton**, Gwendolen. Democracy and the recall. *Forum*, *Feb.* 1912, v. 47: 157-168. **AP2.F8**, v. 47
- 788 Root, Elihu. Judicial decisions and public feeling: Address as president of the New York bar association, in New York city, on Jan. 19, 1912.

Washington: [Govt. print. off.] 1912. 12 p. 8°. (U.S. 62d Cong., 2d sess. Senate. Doc. 271.)

12-35109 **JK1533.R**7

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